

CERTIFICATE OF MAILING

I hereby certify that this TRANSMITTAL is being deposited with the U.S. Postal Service, with sufficient postage, as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this 24th day of June, 2004.

Typed or Printed name of person signing this certificate:
Wendy A. Frick

Signed:

Wendy A. Frick



Customer Number

24024

1652
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JFW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re application of:) Examiner: Kerr, Kathleen M.
Warman, et al.)
Serial No.: 09/931,375) Art Unit: 1652
Filed: August 17, 2001)
For: **REGULATOR GENE AND SYSTEM) Attorney Docket No.: 27708/04049
USEFUL FOR THE DIAGNOSIS AND)
THERAPY OF OSTEOPOROSIS)**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

TRANSMITTAL OF RESPONSE TO RESTRICTION REQUIREMENT

Dear Examiner Kerr:

Transmitted herewith are the following:

1. Response to Restriction Requirement;
2. Preliminary Amendment;
3. Petition for Extension of Time Under 37 CFR 1.136(a);
4. A check in the amount of \$420.00 as payment of a two month extension of time; and
5. A Return Receipt Postcard.

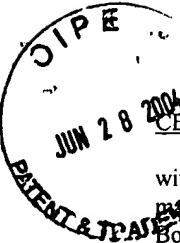
It is believed that no further fee is required relating to the filing of these documents. If this is not the case, the Patent Office is hereby authorized to charge any related fee to Deposit Account No. 03-0172. A duplicate copy of this sheet is attached.

Respectfully submitted,

Date: June 24, 2004

By:

Pamela A. Docherty
Pamela A. Docherty, Reg. No. 40,591
(216) 622-8416



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Typed or Printed name of person signing this certificate:
Wendy A. Frick

Signed: Wendy A. Frick

Customer Number

24024

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)	Examiner: Seharaseyon, J.
Warman, et al.)	
)	
Serial No.: 09/931,375)	Art Unit: 1647
)	
Filed: August 17, 2001)	
)	
For: REGULATOR GENE AND SYSTEM USEFUL FOR THE DIAGNOSIS AND THERAPY OF OSTEOPOROSIS)	Attorney Docket No.: 27708/04049
)	

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO ELECTION REQUIREMENT

Dear Sir:

In response to the Election Requirement mailed March 24, 2004, Applicant has amended Claim 9 to replace the listed sequence identifier numbers with the names of proteins that are ligands for and act upon the BSMR protein. The amendment renders the election of the sequences in claim 9 moot. With respect to claim 31, applicants elect WNT3A. With respect to claim 34, applicants elect a bisphosphonate complex. For claim 36, applicants elect bone morphogenic protein 2. If there are any questions regarding the present elections or if there are further elections that are required in order to advance prosecution of the above-described application, please call the undersigned at the number listed below.

Respectfully submitted,

Date: June 24, 2004

By:

Pamela A. Docherty
Pamela A. Docherty, Reg. No. 40,591
(216) 622-8416